

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

GARY CECIL,

Plaintiff,

No. C 13-3758 PJH (PR)

v.

**ORDER OF TRANSFER**

JEFF BEARD,

Defendant.

This is a civil rights case brought pro se by a state prisoner. Plaintiff originally filed a letter and the court informed plaintiff he must file a formal complaint. Plaintiff has filed a complaint and it is now clear that the acts complained of occurred at High Desert State Prison which lies within the venue of the United States District Court for the Eastern District of California. Venue, therefore, properly lies in that district and not in this one. See 28 U.S.C. § 1391(b).

This case is **TRANSFERRED** to the United States District Court for the Eastern District of California. See 28 U.S.C. § 1406(a). In view of the transfer, the court will not rule upon plaintiff's request for leave to proceed in forma pauperis.

**IT IS SO ORDERED.**

Dated: September 16, 2013.



PHYLLIS J. HAMILTON  
United States District Judge

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